

REGULAR MEETING :
: TRANSCRIPT OF RECORDED
: PROCEEDINGS

March 4, 2014
Commencing at 7:00 p.m.

BRIAN P. STACK, MAYOR
LUCIO P. FERNANDEZ, COMMISSIONER
MARYURY A. MARTINETTI, COMMISSIONER
CELIN VALDIVIA, COMMISSIONER
TILO E. RIVAS, COMMISSIONER

GREGORY T. FARMER, ESQ.
Attorney for the Union City
Alcohol Beverage Control Commission

I N D E X

	<u>PAGE</u>
CALL TO ORDER	3
SALUTE TO FLAG	3
ROLL CALL	4
PROCLAMATION	4, 30
APPROVAL OF MINUTES	5
CONSENT AGENDA	6
ORDINANCES FOR INTRODUCTION	13
REGULAR AGENDA	15, 16, 17
OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD	18
LIQUOR LICENSE DISCIPLINARY PROCEEDINGS	32
ADJOURNMENT	42

1 MS. DILLON: Okay, on the record.

2 ACTING CITY CLERK: This is a call to order
3 Regular Public Meeting of the Union City Board of
4 Commissioners, being held on Tuesday, March 4th,
5 2014, seven p.m., at the Housing Authority
6 Hillside Pavilion, 3911 Kennedy Boulevard, Union
7 City, New Jersey.

8 Will everyone please rise for the Pledge of
9 Allegiance?

10

11 (Whereupon, the Pledge of Allegiance was
12 said.)

13

14 ACTING CITY CLERK: This meeting has been
15 called in accordance with Chapter 231, Public Law
16 of 1975, the Open Public Meeting Act.

17 Adequate notice of this meeting has been
18 provided as follows:

19 Notice of this meeting setting forth the
20 time, date, and location, and the agenda, to the
21 extent known, was forwarded to The Jersey
22 Journal, The Record, The Hudson Reporter, has
23 been posted on the bulletin board of the City
24 Hall and has been made available to the public in
25 the office of Municipal Clerk.

1

2 **ROLL CALL:**

3

4

ACTING CITY CLERK: Roll call.

5

Commissioner Fernandez?

6

COMMISSIONER FERNANDEZ: Here.

7

ACTING CITY CLERK: Commissioner Rivas?

8

COMMISSIONER RIVAS: Here.

9

ACTING CITY CLERK: Commissioner Valdivia?

10

COMMISSIONER VALDIVIA: Present.

11

ACTING CITY CLERK: Commissioner

12

Martinetti?

13

COMMISSIONER MARTINETTI: Here.

14

ACTING CITY CLERK: Mayor Stack?

15

MAYOR STACK: Here.

16

ACTING CITY CLERK: On the agenda tonight

17

we have a presentation of Proclamation to Kael

18

Mejia for his accomplishment in youth soccer.

19

I believe Mejia is not here at the moment.

20

MAYOR STACK: He's not here at the moment.

21

Either he'll be here later in the meeting or the

22

next meeting. But I think he'll be here later in

23

the meeting.

24

ACTING CITY CLERK: Okay. So you want

25

leave it for later?

1 MAYOR STACK: Yes, we'll hold it for later.

2 ACTING CITY CLERK: Okay.

3

4 **APPROVAL OF MINUTES:**

5

6 ACTING CITY CLERK: The first item on the
7 agenda this evening is the approval of previous
8 meeting minutes.

9 Motion must be duly made and seconded that
10 the meeting minutes of the Board of Commissioner
11 Meeting held on February 4th and February 7th,
12 2014, be approved and recorded.

13 Motion to approve?

14 COMMISSIONER MARTINETTI: Motion.

15 COMMISSIONER VALDIVIA: Second.

16 ACTING CITY CLERK: Martinetti.

17 Second; Valdivia.

18 Roll call.

19 Commissioner Fernandez?

20 COMMISSIONER FERNANDEZ: Yes.

21 ACTING CITY CLERK: Commissioner Rivas?

22 COMMISSIONER RIVAS: Yes.

23 ACTING CITY CLERK: Commissioner Valdivia?

24 COMMISSIONER VALDIVIA: Yes.

25 ACTING CITY CLERK: Commissioner

1 Martinetti?

2 COMMISSIONER MARTINETTI: Yes.

3 ACTING CITY CLERK: Mayor Stack?

4 MAYOR STACK: Yes.

5

6 **CONSENT AGENDA:**

7

8 (1) Resolution Approving the Payment of Claims

9 (2) Resolution Approving the Payment of

10 Concurring Claims

11 (3) Resolution Approving the Payment of Claims

12 to North Hudson Sewerage Authority

13 (4) Resolution Approving the City Payroll for

14 the Period of February 11, 2014 through February

15 24, 2014

16 (5) Resolution Approving the Library Payroll

17 for the Period of February 11, 2014 through

18 February 24, 2014

19 (6) Resolution Confirming Disciplinary Action

20 against Liquor License No. 0910-33-166-005 held

21 by 2216 Bergenline Ave LLC t/a Centro Bar, 2216

22 Bergenline Avenue

23 (7) Resolution Confirming Disciplinary Action

24 against Liquor License No. 0910-33-182-005 LAR

25 Corp. t/a La Roca Corp., 2115 West Street

- 1 (8) Resolution Confirming Disciplinary Action
- 2 against Liquor License No. 0910-33-075-010 El
- 3 Chapin Corp. t/a El Rincon Chapin, 2118
- 4 Bergenline Avenue
- 5 (9) Resolution Awarding Contract to Atlantic
- 6 Tactical for Purchase of Police Ammunition
- 7 (10) Resolution Authorizing the Refund of
- 8 Premium Monies Collected at the Tax Sale
- 9 (11) Resolution Authorizing Refund of Redemption
- 10 Monies to Outside Lienholders
- 11 (12) Resolution Authorizing the Refund of a Tax
- 12 Appeal Issued by the Tax Court of New Jersey
- 13 (13) Resolution Authorizing the Adjustment of
- 14 Estimated Taxes for the First Quarter
- 15 (14) Resolution Awarding Contract to Colditz
- 16 Associates for Additional Accounting Services
- 17 (15) Resolution Amending Loading Zone in the
- 18 City of Union City at 23rd Street and New York Ave
- 19 (16) Resolution Authorizing Amendment to
- 20 Frequency Reconfiguration Agreement with Nextel,
- 21 Inc.
- 22 (17) Resolution Awarding Contract for Collection
- 23 Agency Services for Municipal Court Debt
- 24 (18) Resolution Awarding Contract to Royal
- 25 Printing Service for Election Printing Services

1 (19) Resolution Awarding Contract for Bergenline
2 Avenue Phase I Roadway Improvements to S. Batata
3 Construction Inc.

4 (20) Resolution Awarding Contract for Ellsworth
5 Park Landscape Improvements Project to Pat
6 Scanlan Landscaping, Inc.

7 (21) Resolution Awarding Contract for the 2014
8 Park Landscaping Maintenance Program to Greenleaf
9 Landscape Systems & Services, Inc.

10 (22) Any other matter of City business that may
11 arise

12

13 ACTING CITY CLERK: The next item is a
14 Consent Agenda. These items can be approved by
15 one vote.

16 There are 21 items in the Consent Agenda
17 this evening. They are as follows:

18 Resolution Approving the Payment of Claims.

19 Resolution Approving the Payment of
20 Concurring Claims.

21 Resolution Approving the Payment of Claims
22 to North Hudson Sewerage Authority.

23 Resolution Approving the City Payroll for
24 the Period of February 11, 2014 through February
25 24th, 2014.

1 Resolution Approving the Library Payroll
2 for the Period of February 11, 2014 through
3 February 24th, 2014.

4 Resolution Confirming Disciplinary Action
5 against Liquor License number 0910-33-166-005
6 held by 2216 Bergenline Avenue LLC, known as
7 Centro Bar, 2216 Bergenline Avenue.

8 Resolution Confirming Disciplinary Action
9 against Liquor License number 0910-33-182-005,
10 LAR Corporation, known as La Roca Corporation,
11 2115 West Street.

12 Resolution Confirming Disciplinary Action
13 against Liquor License number 0910-33-075-010,
14 El Chapin Corporation, known as El Rincon Chapin,
15 2118 Bergenline Avenue.

16 Resolution Awarding Contract to Atlantic
17 Tactical for the City of Union City Police
18 Ammunition.

19 Number 10 is Resolution Authorizing the
20 Refund of Premium Money Collected at the Tax
21 Sale.

22 Number 11.

23 Resolution Authorizing Refund of Redemption
24 Monies to Outside Lienholders.

25 Number 12.

1 Resolution Authorizing the Refund of a Tax
2 Appeal Issued by the Tax Court of New Jersey.

3 Number 13.

4 Resolution Authorizing the Adjustment of
5 Estimated Taxes for the First Quarter.

6 Number 14.

7 Resolution Awarding Contract to Colditz
8 Associates for Additional Accounting Services.

9 Number 15.

10 Resolution Amending Loading Zone in the
11 City of Union City at 23rd Street/New York Avenue.

12 Number 16.

13 Resolution Authorizing Amendment to
14 Frequency Reconfiguration Agreement with Nextel,
15 Incorporation.

16 Number 17.

17 Resolution Awarding Contract for Collection
18 Agency Services for Municipal Court Debt.

19 Number 18.

20 Resolution Awarding Contract to Royal
21 Printing Services for Election Printing Services.

22 Number 19.

23 Resolution Awarding Contract for Bergenline
24 Avenue Phase I Roadway Improvements to S. Batata
25 Construction Inc.

1 Number 20.

2 Resolution Awarding Contract for Ellsworth
3 Park Landscape Improvements Project to Pat
4 Scanlan Landscaping, Inc.

5 Number 21.

6 Resolution Awarding Contract for the 2014
7 Park Landscaping Maintenance Program to Greenleaf
8 Landscape Systems & Services, Inc.

9 Any other matter of the City business that
10 may --

11 MAYOR STACK: Thank you.

12 ACTING CITY CLERK: -- that may arise.

13 MAYOR STACK: Anyone wishing to comment on
14 the Consent Agenda, please step forward.

15 MR. FALTO: Oh. Only the Consent --

16 MAYOR STACK: On the Consent Agenda.

17 MR. FALTO: No, I'll wait.

18 MAYOR STACK: Okay.

19 Anyone else on the Consent Agenda?

20 Seeing no other.

21 ACTING CITY CLERK: Motion to close public
22 comment.

23 COMMISSIONER RIVAS: Second.

24 ACTING CITY CLERK: Commissioner Rivas.

25 COMMISSIONER VALDIVIA: Second.

1 ACTING CITY CLERK: Commissioner Valdivia.
2 Roll call.
3 Commissioner Fernandez?
4 COMMISSIONER RIVAS: Yes.
5 ACTING CITY CLERK: Commissioner Rivas?
6 COMMISSIONER RIVAS: Yes.
7 ACTING CITY CLERK: Commissioner Valdivia?
8 COMMISSIONER VALDIVIA: Yes.
9 ACTING CITY CLERK: Commissioner
10 Martinetti?
11 COMMISSIONER MARTINETTI: I would like to
12 recuse on number 6; and aye on the rest.
13 ACTING CITY CLERK: Number 6.
14 Okay.
15 COMMISSIONER FERNANDEZ: Also, Clerk, I
16 would like to -- I change my vote to yes; with
17 the exception on number 2, concurring claims as
18 it pertains to Union City Redevelopment Agency, I
19 recuse from that. Otherwise, yes.
20 ACTING CITY CLERK: Okay.
21 Okay, motion to approve all items on the
22 Consent Agenda?
23 COMMISSIONER VALDIVIA: Move it.
24 MAYOR STACK: Second.
25 ACTING CITY CLERK: Commissioner Valdivia.

1 COMMISSIONER VALDIVIA: Yes.

2 ACTING CITY CLERK: Mayor Stack.

3 Roll call.

4 Commissioner Fernandez?

5 COMMISSIONER FERNANDEZ: Yes with the
6 exception of -- with the exception on number 2,
7 concurring claims as it pertains to Redevelopment
8 Agency. Otherwise, yes.

9 ACTING CITY CLERK: Commissioner Rivas?

10 COMMISSIONER RIVAS: Yes.

11 ACTING CITY CLERK: Commissioner
12 Martinetti?

13 COMMISSIONER MARTINETTI: Yes with the
14 exception on number 6.

15 ACTING CITY CLERK: Mayor Stack?

16 MAYOR STACK: Yes.

17

18 **ORDINANCE (S) FOR INTRODUCTION:**

19

20 1. AN ORDINANCE ESTABLISHING RESIDENCY
21 REQUIREMENTS FOR UNION CITY EMPLOYEES

22

23 ACTING CITY CLERK: The third item on this
24 agenda is an Ordinance for Introduction. The
25 Ordinance will be further considered at a meeting

1 of the Board of Commissioners to be held on March
2 18, 2014 at the Holy Cross Armenian Church, 318
3 27th Street, Union City, New Jersey.

4 An --

5 MAYOR STACK: Motion.

6 I'm sorry.

7 ACTING CITY CLERK: An Ordinance
8 Establishing Residency Requirements for Union
9 City Employees.

10 Does Mayor Stack -- you wish to take --

11 MAYOR STACK: Motion to introduce.

12 COMMISSIONER MARTINETTI: Second.

13 ACTING CITY CLERK: Mayor Stack.

14 Second; Martinetti.

15 Commissioner --

16 Roll call.

17 Commissioner Fernandez?

18 COMMISSIONER FERNANDEZ: Yes.

19 ACTING CITY CLERK: Commissioner Rivas?

20 COMMISSIONER RIVAS: Yes.

21 ACTING CITY CLERK: Commissioner Valdivia?

22 COMMISSIONER VALDIVIA: Yes.

23 ACTING CITY CLERK: Commissioner

24 Martinetti?

25 COMMISSIONER MARTINETTI: Yes.

1 ACTING CITY CLERK: Mayor Stack?

2 MAYOR STACK: Yes.

3

4 **REGULAR AGENDA:**

5

6 1. Resolution Approving the Redevelopment
7 Agency Payroll for the Period of February 11,
8 2014 through February 24, 2014

9

10 ACTING CITY CLERK: The fourth item on the
11 agenda is the Regular Agenda.

12 There are three items from the Regular
13 Agenda for tonight.

14 Item one is Resolution Approving the
15 Redevelopment Agency Payroll for the Period of
16 February 11, 2014 to February 24th, 2014.

17 MS. VANEK: Mayor, for the record, we
18 recommend that Commissioner Fernandez recuse
19 himself from this item.

20 MAYOR STACK: Motion.

21 COMMISSIONER MARTINETTI: Second.

22 ACTING CITY CLERK: Motion --

23 Okay. Motion made.

24 Okay, roll call.

25 Commissioner Rivas?

1 COMMISSIONER RIVAS: Yes.

2 ACTING CITY CLERK: Commissioner Valdivia?

3 COMMISSIONER VALDIVIA: Yes.

4 ACTING CITY CLERK: Commissioner

5 Martinetti?

6 COMMISSIONER MARTINETTI: Yes.

7 ACTING CITY CLERK: Mayor Stack?

8 MAYOR STACK: Yes.

9 MS. VANEK: And for the record Commissioner
10 Fernandez is recusing.

11

12 **REGULAR AGENDA:**

13

14 2. Resolution Approving Payments of Claims to
15 the Union City Board of Education

16

17 ACTING CITY CLERK: Item two on the agenda
18 is Resolution Approving Payments of Claims to the
19 Union City Board of Education.

20 MS. VANEK: Mayor, we recommend that
21 Commissioner Martinetti, Commissioner Fernandez
22 and Commissioner Valdivia recuse.

23 However, under the Doctrine of Necessity,
24 we would recommend that Commissioner Valdivia
25 vote on this item.

1 MR. FALTO: Can you speak a little louder?

2 MS. VANEK: Sure.

3 MAYOR STACK: Continue; go ahead.

4 MS. VANEK: Repeat it?

5 ACTING CITY CLERK: Roll call.

6 Commissioner Rivas?

7 COMMISSIONER RIVAS: Yes.

8 ACTING CITY CLERK: Commissioner
9 Martinetti?

10 I'm sorry.

11 Commissioner Valdivia?

12 COMMISSIONER VALDIVIA: Yes.

13 ACTING CITY CLERK: Mayor Stack?

14 MAYOR STACK: Yes.

15 MS. VANEK: And, for the record,
16 Commissioner Fernandez and Commissioner
17 Martinetti are recusing.

18

19 **REGULAR AGENDA:**

20

21 3. Resolution Approving Payments of Claims to
22 the Grace Theater Workshop, Inc.

23

24 ACTING CITY CLERK: Item three on the
25 agenda, on the Regular Agenda, is a Resolution

1 Approving Payments of Claim to the Grace Theater
2 Workshop, Inc.

3 MS. VANEK: Mayor, we recommend that
4 Commissioner Fernandez recuse himself from this
5 item.

6 COMMISSIONER MARTINETTI: Motion.

7 MAYOR STACK: Second.

8 ACTING CITY CLERK: Roll call.

9 Commissioner Rivas?

10 COMMISSIONER RIVAS: Yes.

11 ACTING CITY CLERK: Commissioner Valdivia?

12 COMMISSIONER VALDIVIA: Yes.

13 ACTING CITY CLERK: Commissioner
14 Martinetti?

15 COMMISSIONER MARTINETTI: Yes.

16 ACTING CITY CLERK: Mayor Stack?

17 MAYOR STACK: Yes.

18 MS. VANEK: And, for the record,
19 Commissioner Fernandez recused.

20

21 **OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD:**

22

23 ACTING CITY CLERK: Does the Mayor wish to
24 take public comments?

25 MAYOR STACK: Sure.

1 Anyone wishing to comment at this time,
2 please step forward, just state your name and
3 address for the record.

4 MR. FALTO: Jose Falto, 1216 Central
5 Avenue, Union City, New Jersey 07087.

6 MS. DILLON: Go ahead.

7 MR. FALTO: Mr. Mayor, last month I
8 attended a Commission Meeting where I talked to
9 you and I asked you about calling for a test for
10 a Chief of Police, a Deputy Chief and you told me
11 that you had called for a test.

12 I hate to inform you, that after carefully
13 checking it out with Civil Service, no such test
14 has been called as of this date.

15 MAYOR STACK: We have.

16 MR. FALTO: No you haven't. Because I
17 spoke to Civil Service.

18 MAYOR STACK: That's --

19 MR. FALTO: Okay?

20 MAYOR STACK: That's your opinion, sir.

21 MR. FALTO: It's not my opinion; it's a
22 matter of fact because I called Civil Service.

23 MAYOR STACK: That's your opinion, sir.

24 MR. FALTO: Either you're losing your mind;
25 maybe you're working too hard at two jobs. Or

1 maybe you're starting to forget because of your
2 lack of sleep. I don't know which one it is.

3 Or maybe you're not telling the truth for
4 the citizens of Union City.

5 MAYOR STACK: Thank you, Mr. Falto.

6 MR. FALTO: Okay, that's number one.

7 Mr. Mayor, can I ask you a favor? When you
8 do five minutes, allow me five minutes speaking;
9 not count your time when you're answering
10 questions because you're cutting into my five
11 minutes.

12 MAYOR STACK: It's five minutes. Like it
13 or not, it's five minutes.

14 MR. FALTO: I know it's five minutes, sir.
15 My question is not your time, --

16 MAYOR STACK: Play your political
17 theater --

18 MR. FALTO: -- my time, --

19 MAYOR STACK: -- somewhere else. Ask your
20 question.

21 MR. FALTO: Okay, my question --

22 MAYOR STACK: Come on.

23 MR. FALTO: Next to you, Mr. Mayor, --

24 MAYOR STACK: It's the silly season; come
25 on, let's go.

1 MR. FALTO: Excuse me?

2 MAYOR STACK: It's your silly season. Go
3 ahead.

4 MR. FALTO: No, it's not silly season.

5 MAYOR STACK: You can ask your question.

6 MR. FALTO: It's reality time.

7 MAYOR STACK: Mr. Falto, please, ask your
8 question.

9 MR. FALTO: Yeah.

10 MAYOR STACK: Reality will be on May 13th.
11 Come on.

12 MR. FALTO: Mr. Mayor, could you tell me
13 why the Public Works garage has been shut down by
14 the State of New Jersey?

15 MAYOR STACK: Christine?

16 MS. VANEK: Sure.

17 New Jersey Transit owns that piece of
18 property. The City has been leasing it from
19 Transit for a number of years; I think it's about
20 20 years. It's Transit's building. Over the
21 years there's been problems with the facility.
22 The building has been there for many, many years.

23 The City has spent an extraordinary amount
24 of money attempting to remedy the problems there;
25 it's just simply an old building.

1 We weren't able to fund the amount of money
2 that it would cost to actually bring the building
3 to where it needs to be. So PEOSH asked us to
4 vacate the building.

5 MR. FALTO: Okay.

6 Now is --

7 MAYOR STACK: Majority of the building; not
8 the total building.

9 MS. VANEK: Yes. Yes.

10 MR. FALTO: Okay. I have a problem because
11 my understanding is --

12 And I have a copy; I spoke to people in
13 OSHA and they notified me that no one should be
14 entering. I have pictures and videos of people
15 coming in out of the garage constantly when no
16 one should be there.

17 You're putting the safety of your employees
18 as-risk.

19 MAYOR STACK: The northern end of the
20 building we're allowed to use.

21 MR. FALTO: That's not what I'm told and I
22 got a copy of the letter that was sent to you on
23 the 7th when they shut you down after they gave
24 you additional times.

25 MAYOR STACK: There's been a letter after

1 | that, sir.

2 | MR. FALTO: Well, I have a -- well, I'd
3 | like to see that letter, Mr. Mayor; if you could
4 | have it sent to me.

5 | MAYOR STACK: Okay. Sure.

6 | MR. FALTO: 'Cause that's not what I was
7 | told --

8 | MAYOR STACK: You could put an OPRA request
9 | in for it.

10 | MR. FALTO: -- by the Director down there,
11 | Mr. --

12 | Excuse me?

13 | MAYOR STACK: Put an OPRA request in.

14 | MR. FALTO: I will do that, sir.

15 | I'll contact -- I'll contact Mr. -- the
16 | gentleman down in Trenton that I spoke to.

17 | MAYOR STACK: That's fine.

18 | MR. FALTO: Okay, my next question Mr.
19 | Mayor, I'm concerned about our budget and our
20 | taxes in the City of Union City.

21 | How can we balance our budget if all extra
22 | aid, loans is not available without raising taxes
23 | once again?

24 | MAYOR STACK: I don't understand the
25 | question.

1 MR. FALTO: The question is simple.

2 You are receiving money from Governor
3 Christie -- your friend Governor Christie. And
4 the fact of the matter is that once his term is
5 over we don't know what kind of aid, so you keep
6 putting in money.

7 Now, distressed city funding, my
8 understanding -- and I've been around government
9 for the last -- since I was 21 years old, my
10 understanding is, Mr. Mayor, that those funds are
11 supposed to wean you off and you're getting
12 additional money every year.

13 Now what happens with that money -- when
14 that money stops, how are you going to balance
15 this budget?

16 MAYOR STACK: We've been receiving
17 municipal aid in some form since our -- now our
18 U.S. Senator Bob Menendez was the mayor. We even
19 received it under former Senator and Mayor --
20 Union City Mayor Bill Musto.

21 MR. FALTO: Yeah but I'm saying what
22 happens, Mr. Mayor, what is your game plan if, in
23 fact, once Mr. Christie is out of office at the
24 end of his term or whether he has to resign
25 before?

1 We don't know what's gonna happen with that
2 whole investigation down there. Only 25 people
3 of his inner circle have been subpoenaed, so we
4 don't know what's gonna happen with that.

5 How are you going to balance the budget?

6 I didn't ask you when did it stop coming in
7 the money.

8 The fact of the matter is distressed city
9 funds it's supposed to be -- okay -- you wean the
10 cities off of it. And you continually getting
11 additional money.

12 What happens if that money comes dry?

13 How do you balance your budget, Mr. Mayor?

14 MAYOR STACK: We're constantly looking for
15 new revenue streams to bring into our City;
16 constantly. We're constantly looking for ways to
17 save money and we've done it effectively.

18 MR. FALTO: You've done effective --

19 MAYOR STACK: Sure.

20 MR. FALTO: Your taxes haven't been
21 increased over the last ten years?

22 MAYOR STACK: They have been. It's part of
23 being in the distressed city program, Mr. Falto.

24 If you knew about government you would know
25 that.

1 MR. FALTO: I know that, Mr. Mayor.

2 MAYOR STACK: You can't use it to --

3 MR. FALTO: I'm just --

4 MAYOR STACK: -- decrease taxes.

5 MR. FALTO: I would never ask you a
6 question, Mr. Mayor, unless I knew the answer.

7 MAYOR STACK: I'm surprised at that but --

8 MR. FALTO: Yeah.

9 Oh, no, Mr. Mayor, --

10 MAYOR STACK: Thank you.

11 MR. FALTO: -- it shouldn't surprise you
12 because you know me long enough.

13 MAYOR STACK: Thank you very much, Mr.
14 Falto.

15 ACTING CITY CLERK: Mayor, it's five
16 minutes.

17 MAYOR STACK: Five minutes is up.

18 MR. FALTO: Five minutes are up with him
19 talking or my five minutes?

20 ACTING CITY CLERK: Five minutes, sir.

21 MAYOR STACK: Five minutes is up, Mr.
22 Falto.

23 MR. FALTO: Oh, Mr. -- okay, Mr. Mayor,
24 we'll see you.

25 MAYOR STACK: Thank you very much.

1 MR. FALTO: And it is election time, Mr.
2 Mayor, and I'll be out there -- talk to you,
3 against you and your cronies.

4 MAYOR STACK: I'm glad we got that all on
5 the record.

6 Thank you very much.

7 MR. FALTO: Excuse me?

8 MAYOR STACK: Thank you.

9 MR. FALTO: Just for your information, --

10 MAYOR STACK: Anyone else --

11 MR. FALTO: -- heads up.

12 MAYOR STACK: -- wishing to comment at this
13 time?

14 Mr. Price, it's actually a pleasure to see
15 you. How are you?

16 MR. PRICE: Larry Price, 1006 Palisade
17 Avenue.

18 I was surprised to read in the paper that
19 we didn't own the Public Service Garage.

20 MAYOR STACK: Years ago when it was -- it
21 was picked up, Larry. In 1994 actually the
22 garage was leased for a dollar a year --

23 MR. PRICE: Right.

24 MAYOR STACK: -- under a former Union City
25 Mayor, Bruce Walter. We don't own the property

1 though.

2 MR. PRICE: We don't own the --

3 MAYOR STACK: No.

4 MR. PRICE: Now that's a redevelopment zone
5 though.

6 MAYOR STACK: It is.

7 MR. PRICE: But how are we ever gonna be
8 able to redevelop it when we're not the under --
9 you know, the underlying real estate owner?

10 MAYOR STACK: We're in negotiations with
11 New Jersey Transit right now to acquire a portion
12 of that property and that's been ongoing right
13 now.

14 MR. PRICE: All right. Good.

15 Otherwise development would be difficult.

16 MAYOR STACK: It would be very hard.

17 MR. PRICE: Yeah.

18 Okay.

19 Thank you.

20 MAYOR STACK: Thank you very much.

21 Anyone else wishing to comment at this
22 time?

23 Seeing no other.

24 Thank you, everyone, for attending the
25 meeting this evening.

1 ACTING CITY CLERK: Motion to close the
2 public comment portion of the meeting.

3 COMMISSIONER RIVAS: Second.

4 ACTING CITY CLERK: Commissioner Rivas.

5 COMMISSIONER RIVAS: Yes.

6 COMMISSIONER VALDIVIA: Second.

7 ACTING CITY CLERK: Commissioner Valdivia.

8 Roll call.

9 Commissioner Fernandez?

10 COMMISSIONER FERNANDEZ: Yes.

11 ACTING CITY CLERK: Commissioner Rivas?

12 COMMISSIONER RIVAS: Yes.

13 ACTING CITY CLERK: Commissioner Valdivia?

14 COMMISSIONER VALDIVIA: Yes.

15 ACTING CITY CLERK: Commissioner

16 Martinetti?

17 COMMISSIONER MARTINETTI: Yes.

18 ACTING CITY CLERK: Mayor Stack?

19 MAYOR STACK: Yes.

20 ACTING CITY CLERK: Okay, tonight we have
21 Liquor License Disciplinary Proceedings.

22 COMMISSIONER FERNANDEZ: Mr. Clerk, I'm
23 sorry, not to interrupt but we've -- we have the
24 -- the honorees have arrived.

25 ACTING CITY CLERK: Okay.

1 COMMISSIONER FERNANDEZ: If we could
2 present the Proclamation to the young man.

3 (Whereupon, there was a pause in the
4 proceedings.)

5 COMMISSIONER FERNANDEZ: Mr. Clerk,
6 Commissioners, Mayor and community, on behalf of
7 the City of Union City we'd like to present this
8 Proclamation to this young man.

9 And it reads as follows:

10 WHEREAS, The City of Union City is pleased
11 to honor Kael Mejia upon the auspicious occasion
12 of his accomplishments and determination in the
13 sport of soccer; and

14 WHEREAS, Kael Mejia, a second grader from
15 Union City's Jefferson School, has had
16 interesting progressions of success while
17 representing the City of Union City across the
18 State of New Jersey and across the United States;
19 and

20 WHEREAS, Kael Mejia has been selected by
21 prestigious Soccer Academies such as U8 Summer
22 Select Team Pocono Cup, where he trained
23 alongside World Cup player Tab Ramos; The SDFC
24 Academy Town where he has -- he was selected to
25 play the New Jersey Indoor State Cup; and was

1 invited to train with the Juventus Italian
2 professional soccer team. Kael Mejia was also
3 selected to represent the United States at the BA
4 Cup of Argentina; and

5 WHEREAS, Appropriately and accordingly,
6 Kael Mejia's exemplary sportsmanship serves as an
7 inspiration to other young Union City athletes.
8 His achievements are hereby lauded and
9 recognized; and

10 And NOW THEREFORE BE IT RESOLVED, that
11 Brian P. Stack, Mayor of the City of Union City
12 and the Union City Board of Commissioners do
13 hereby honor Kael Mejia.

14 MAYOR STACK: Wow!

15 COMMISSIONER VALDIVIA: Wow!
16 Congratulations.

17 (Applause.)

18 MAYOR STACK: Than you very much. Thank
19 you.

20 COMMISSIONER VALDIVIA: Congratulations.

21 MAYOR STACK: Thank you very much.

22 (Whereupon there was a pause in the
23 proceedings)

24 COMMISSIONER FERNANDEZ: Thank you, Mr.
25 Clerk.

1 **LIQUOR LICENSE DISCIPLINARY PROCEEDINGS:**

2

3 1. Mayem Corp. t/a El Trebol, 416-418 43rd
4 Street (sic)

5 2. II (sic) Paradiso Corp. t/a II (sic)
6 Paradiso, 1108

7 3. Wendy C. Diaz, t/a Tropical Bar &
8 Restaurant, 4100C Bergenline Avenue

9

10 MAYOR STACK: Mr. Farmer?

11 MR. FARMER: Mayor and Board and
12 Commissioners.

13 MS. DILLON: Start over, --

14 MR. FARMER: Gregory Farmer --

15 MS. DILLON: -- Mr. Farmer. You were
16 traveling.

17 MR. FARMER: Okay.

18 All I really did was say good evening to
19 everybody.

20 You have three matters on your calendar.

21

22 **MAYEM CORP., t/a EL TREBOL, 416-418 43rd Street**
23 **(sic):**

24

25 MR. FARMER: The first one is El Trebol and

1 Mr. Gonzalez is here representing the licensee.

2 This is a situation where it's just been
3 produced a video that goes for somewhere between
4 two hours plus with the defense that the young
5 man who we say was underage and got served there
6 wasn't there.

7 Rather than have each of you watch this
8 video until perhaps 10, 11 o'clock at night, what
9 I suggested was that the video be turned over to
10 the Police. Detective Dunlay and Detective
11 Mendoza, who are involved in it, will take a look
12 at -- take a look at it and will kind of
13 stipulate what it says and we'll be able to move
14 this along.

15 I would think this would be done rather
16 quickly and we could put this on for the 18th.

17 MAYOR STACK: Sure. Okay.

18 MR. FARMER: Okay?

19 MAYOR STACK: No problem.

20 MR. FARMER: And there's some other side
21 issues that really don't need to be involving the
22 Board right now that Mr. Gonzalez and I can
23 address between ourselves. I'm sure we'll be
24 confident to have those resolved when we come
25 back on the 18th.

1 MAYOR STACK: That would be fine.

2 MR. FARMER: Is that --

3 MR. GONZALEZ: Mayor, Commissioners, thank
4 you.

5 For the record, Ramon Gonzalez, G-O-N-Z-A-
6 L-E-Z, firm of Gonzalez and Caride, on behalf of
7 Trebol, which I think has an incorrect --

8 MR. FARMER: Yes, it does.

9 MR. GONZALEZ: -- address listing --

10 MR. FARMER: It does.

11 MR. GONZALEZ: -- on it.

12 MR. FARMER: It does.

13 MR. GONZALEZ: Yes.

14 MR. FARMER: Yes.

15 MR. GONZALEZ: But that's, in fact,
16 correct. There is a video that my client has
17 running all the time; it shows the bar, it shows
18 the dining area, it shows the outside. Hopefully
19 this will resolve this case without having to try
20 it.

21 MAYOR STACK: Great.

22 MR. FARMER: Okay. We'll see.

23 MAYOR STACK: Thank you very much, --

24 MR. FARMER: Okay?

25 MAYOR STACK: -- Mr. Gonzalez.

1 Thank you.

2 MR. FARMER: So we could carry that.

3 MR. GONZALEZ: What do you want to do?

4 MR. FARMER: Huh? Yeah.

5 MR. GONZALEZ: Till when?

6 MR. FARMER: The 18th.

7 MR. GONZALEZ: Eighteenth. Okay.

8 MAYOR STACK: Thank you.

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1 **II (sic) PARADISO CORP., t/a II (sic) PARADISO,**
2 **1108 Summit Avenue:**

3

4 MR. FARMER: Il Paradiso.

5 MR. RENDO: Yes, --

6 MR. FARMER: Licensee?

7 MR. RENDO: Yes. He's here.

8 MR. FARMER: Put your name --

9 MR. RENDO: Sure.

10 Carlos Rendo, Mulkey and Rendo,
11 representing Il Paradiso.

12 MR. FARMER: Let the record reflect that
13 the licensee is present.

14 I've had an opportunity to speak to Mr.
15 Mulkey with respect to this matter and we've come
16 to an agreement or to -- as far as a
17 recommendation to the Board and that simply is
18 this.

19 That it's a paper violation and it resulted
20 in a random check by the Police Department.
21 There is literally very little past history;
22 something back in '04 and no books of account.

23 I would recommend a two day suspension.
24 It's a paper violation. That's generally what we
25 do, in that vicinity.

1 And we've already talked about it and if it
2 meets with the Board's approval I think it's
3 going to be March 25th and March 26th.

4 MR. RENDO: That's correct, yes.

5 MR. FARMER: And, again, if it --

6 MR. RENDO: And --

7 MR. FARMER: -- meets with the approval of
8 the Board, there will not be any application to
9 transform it into a fine with the State, nor will
10 there be an appeal of the proceedings.

11 MR. RENDO: And that the restaurant may
12 remain open --

13 MR. FARMER: Right.

14 MR. RENDO: -- but, obviously, not serve
15 any alcohol.

16 MAYOR STACK: Great.

17 I'll make a motion to approve on Mr.
18 Farmer's recommendation.

19 COMMISSIONER VALDIVIA: Second.

20 COMMISSIONER RIVAS: And I'll second.

21 MR. FARMER: I'll send you the Resolution.

22 MR. RENDO: Okay, thank you.

23 MR. FARMER: Thank you.

24 MR. RENDO: Thank you, Greg.

25 Nice seeing you.

1 MR. FARMER: Take care.

2 MAYOR STACK: Thank you.

3 MR. RENDO: Thank you, Mayor.

4 MAYOR STACK: Thank you very much.

5 MR. RENDO: Thank you --

6 MAYOR STACK: Thank you. Thank you, Mr.

7 Contreras (phonetic).

8 MS. VANEK: Roll call?

9 MAYOR STACK: Roll call.

10 ACTING CITY CLERK: Roll call.

11 COMMISSIONER RIVAS: The Mayor and I.

12 ACTING CITY CLERK: Commissioner Fernandez?

13 COMMISSIONER FERNANDEZ: Yes.

14 ACTING CITY CLERK: Commissioner Rivas?

15 COMMISSIONER RIVAS: Yes.

16 ACTING CITY CLERK: Commissioner Valdivia?

17 COMMISSIONER VALDIVIA: Yes.

18 ACTING CITY CLERK: Martinetti?

19 Commissioner Martinetti?

20 COMMISSIONER MARTINETTI: Yes.

21 ACTING CITY CLERK: Mayor Stack?

22 MAYOR STACK: Yes.

23 (Whereupon, there was a pause in the
24 proceedings.)

25 * * *

1 **WENDY C. DIAZ, t/a TROPICAL BAR & RESTAURANT,**
2 **4100C Bergenline Avenue:**

3
4 MR. FARMER: The last one on your agenda is
5 Tropical Bar and Restaurant. The licensee is
6 here, along with their attorney Mr. Crossin.

7 Mr. Crossin and I have had discussions
8 about that -- this. And this is what the
9 situation is.

10 The situation is there's a victim playing
11 pool and the assailant sees him and apparently
12 there is a lover's triangle between the two
13 people. This man barges into the bar, brandishes
14 a knife. The bartender calls the Police. The
15 victim runs out one door and the assailant runs
16 out the other door.

17 The Police get there and what they find is
18 some paper violations.

19 But this was really spontaneous. The
20 licensee apparently did exactly what they could
21 do under the circumstances and there really
22 wasn't any cause and effect between the bar and
23 this situation that apparently is more emotional
24 because of the interest of two people in another
25 woman.

1 So I would recommend a three day
2 suspension. And we have -- if again -- the Board
3 -- I think it's --

4 Give me a minute; I have it someplace here.
5 -- the 25th, 26th and 27th.

6 MAYOR STACK: Sir, do you have anything
7 further that you would like to --

8 MR. CROSSIN: Just I would like the Board
9 to know that --

10 MS. DILLON: Your appearance please.

11 MR. CROSSIN: Sorry.

12 Altamura and Crossin, by Richard Crossin,
13 Union City.

14 MS. DILLON: Can you spell that for me?

15 MR. CROSSIN: A-L-T-A-M-U-R-A and Crossin,
16 C-R-O-S-S-I-N.

17 MS. DILLON: Thank you.

18 MR. CROSSIN: -- that the permits under
19 specifications 5, 6 and 7 have been procured and
20 they're up-to-date. And that the paperwork
21 required under specifications 2, 3 and 4 has been
22 regularized and is now on premise, including the
23 account book.

24 We --

25 MAYOR STACK: Okay.

1 And the recommendation was, Mr. Farmer?

2 MR. FARMER: Three days.

3 MAYOR STACK: Three days. Okay.

4 On Mr. Farmer's recommendation, three days.

5 Do we have those days, Mr. Farmer, did you
6 say?

7 MR. FARMER: Yes. Yes.

8 MAYOR STACK: You said it was?

9 COMMISSIONER MARTINETTI: Twenty-fifth,
10 26th, 27th.

11 MS. VANEK: Twenty-five, 26 --

12 MR. FARMER: Twenty-fifth, 26th and 27th.
13 It's a Tuesday, Wednesday and Thursday.

14 MAYOR STACK: You got it.

15 Make a motion to approve.

16 ACTING CITY CLERK: Mayor Stack.

17 COMMISSIONER RIVAS: Second.

18 ACTING CITY CLERK: Commissioner Rivas.

19 Roll call.

20 Commissioner Fernandez?

21 COMMISSIONER FERNANDEZ: Yes.

22 ACTING CITY CLERK: Commissioner Rivas?

23 COMMISSIONER RIVAS: Yes.

24 ACTING CITY CLERK: Commissioner

25 Martinetti?

1 COMMISSIONER MARTINETTI: Yes.

2 ACTING CITY CLERK: Commissioner Valdivia?

3 COMMISSIONER VALDIVIA: Yes.

4 ACTING CITY CLERK: Mayor Stack?

5 MAYOR STACK: Yes.

6 MR. FARMER: We're finished.

7 MR. CROSSIN: Okay?

8 Thank you.

9 MR. FARMER: Okay.

10 MR. CROSSIN: Thank you, Commissioners.

11 COMMISSIONER RIVAS: Thank you.

12 COMMISSIONER MARTINETTI: Have a good
13 night.

14 MAYOR STACK: Thank you very much.

15 Thank you.

16 * * *

17

18 **ADJOURNMENT:**

19

20 ACTING CITY CLERK: Mayor, there here are
21 no further matters before the Board.

22 Is there a motion to adjourn?

23 COMMISSIONER MARTINETTI: Motion.

24 COMMISSIONER FERNANDEZ: Motion.

25 MAYOR STACK: Motion.

1 ACTING CITY CLERK: Motion made by Mayor
2 Stack.

3 Seconded?

4 COMMISSIONER FERNANDEZ: Second.

5 ACTING CITY CLERK: Commissioner Fernandez.
6 Roll call.

7 Commissioner Fernandez?

8 COMMISSIONER FERNANDEZ: Yes.

9 ACTING CITY CLERK: Commissioner Rivas?

10 COMMISSIONER RIVAS: Yes.

11 ACTING CITY CLERK: Commissioner Valdivia?

12 COMMISSIONER VALDIVIA: Yes.

13 ACTING CITY CLERK: Commissioner
14 Martinetti?

15 COMMISSIONER MARTINETTI: Yes.

16 ACTING CITY CLERK: Mayor Stack?

17 MAYOR STACK: Yes.

18

19 (Whereupon, the proceedings were concluded
20 at 7:27 p.m.)

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23

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25

1	_____	Brian P. Stack
2	_____	Lucio P. Fernandez
3	_____	Maryury A. Martinetti
4	_____	Celin Valdivia
5	_____	Tilo E. Rivas

6 **Board of Commissioners**

7

8 **Attest:**

9 **Dominick Cantatore,**

10 **Acting City Clerk**

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1 STATE OF NEW JERSEY:

2 :

3 COUNTY OF ESSEX :

4

5 I, KAREN A. MARINO, assigned transcriber,
6 do hereby affirm that the foregoing is a true and
7 accurate transcript in the matter of the REGULAR
8 MEETING of the UNION CITY BOARD OF COMMISSIONERS,
9 held on Tuesday, March 4, 2014, and digitally
10 recorded.

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25 Monitored and Proofread by: Deborah Dillon